

3

HAGOP T. BEDOYAN, CSB NO. 131285
KLEIN, DENATALE, GOLDNER,
COOPER, ROSENLIEB & KIMBALL LLP
5260 N. Palm Avenue, Suite 205
Fresno, California 93704
Telephone: (559) 438-4374
Facsimile: (661) 326-0418
E-mail: hbedoyan@kleinlaw.com

Attorneys for Healthcare Conglomerate Associates, LLC
and Vi Healthcare Finance, Inc.

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION

In re:

SOUTHERN INYO HEALTHCARE
DISTRICT,

Chapter 9 Debtor.

SOUTHERN INYO HEALTHCARE
DISTRICT,

Plaintiff,

v.

HEALTHCARE CONGLOMERATE
ASSOCIATES, LLC; VI HEALTHCARE
FINANCE, INC.; and DOES 1 through 10,

Defendants.

Case No.: 16-10015-A-9

Chapter 9

Adv. Case No.: 18-01031-A

DCN: JSS-01

Hearing

Date: January 23, 2019

Time: 2:00 p.m.

Place: 5th Fl. Ct. Rm. 11

United States Bankruptcy Court
2500 Tulare Street
Fresno, CA

Judge: Honorable Fredrick E. Clement

**STIPULATION TO FURTHER CONTINUE HEARING ON MOTION FOR
PRELIMINARY INJUNCTION AGAINST VI HEALTHCARE FINANCE, INC., FOR
SEQUESTRATION OF TAX REVENUES PENDING FINAL RULING ON THE MERITS
OF THIS ADVERSARY CASE OR FURTHER ORDER OF THIS COURT**

1 IT IS HEREBY STIPULATED AND AGREED by and between VI Healthcare Finance,
2 Inc. ("Defendant") and Southern Inyo Healthcare District ("Plaintiff"), by counsel, as follows:

3 1. On November 1, 2018, the Plaintiff filed a *Motion for Preliminary Injunction*
4 *Against VI Healthcare Finance, Inc., For Sequestration of Tax Revenues Pending Final Ruling On*
5 *The Merits Of This Adversary Case Or Further Order Of This Court* (the "Motion") [Dkt. No. 29].

6 2. The hearing on the Motion was originally scheduled to take place on November 29,
7 2018 at 2:00 p.m.

8 3. On November 9, 2018, parties stipulated [Dkt. No. 39], and the court made its
9 order approving the stipulation [Dkt. No. 43], to continue the hearing date and time to December
10 19, 2018, at 2:00 p.m.

11 4. On December 7, 2018, the Court made its order approving the parties Stipulation
12 to Further Continue the Hearing with modifications from December 19, 2018 to January 23, 2019
13 at 2:00 p.m. [Dkt. No. 47].

14 5. Defendant and Plaintiff have had further discussions regarding the Motion and
15 believe it would be mutually beneficial to have the hearing on the Motion continued again from
16 January 23, 2019 at 2:00 p.m. to April 24, 2019 at 2:00 p.m.

17 6. Defendant and Plaintiff agree to continue the hearing on the Motion to April 24,
18 2019, at 2:00 p.m., provided that the Inyo County tax revenues at issue in the Motion (the "Tax
19 Revenues") are protected from distribution to any party pending a determination on the Motion
20 by the Court on April 24, 2019;

21 7. Plaintiff may further supplement the Motion on or before April 3, 2019.
22 opposition to the Motion shall be served and filed no later than April 10, 2019, and any reply to
23 the opposition shall be served and filed no later than April 17, 2019.

24 8. Plaintiff and Defendant agree that pending a determination on the Motion at the
25 hearing on April 24, 2019 at 2:00 p.m., the Tax Revenues shall not be disbursed to either party
26 and if any disbursement is inadvertently made, any and all Tax Revenues received shall be held
27 and sequestered pending this Court's determination of the Motion.

28 ///

1 9, This stipulation is without prejudice to the Defendant's right to oppose the Motion
2 or otherwise oppose the adversary proceeding on the merits.

3 10. The Status Conference in this proceeding, currently scheduled for January 23,
4 2019, at 2:00 p.m., shall also be continued to April 24, 2019, at 2:00 p.m. and the parties will file
5 a joint status report no later than 7 days prior to the continued hearing.

6 11. The parties stipulate and agree to entry of an order approving this Stipulation.

7
8 Dated: December 28, 2018

KLEIN, DENATALE, GOLDNER, COOPER,
ROSENLIB & KIMBALL LLP

9
10 By: 

HAGOP T. BEDOYAN, Attorneys for Vi
Healthcare Finance, Inc.

11 *January 2, 2019*
12 Dated: December ~~28~~ *2*, 2018

13 JEFFREY S. SHINBROT, APLC

14 By: 

15 JEFFREY S. SHINBROT, Special
16 Litigation Counsel for Southern Inyo
17 Healthcare District